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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: H. Pham, R. Singh, D. Wilson

Application No.: 10/694,079

Filed: October 27, 2003

For: PENTAFLUOROPROPENE BASED COMPOSITIONS

Attorney Docket No. H0004469

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

A Notice of Allowance in connection with the above-identified application was mailed on October 4, 2004, together with "Reasons for Allowance." This paper is being filed to provide applicants' comments regarding the statement of reasons for allowance.

In the statement of reasons for allowance, the Examiner indicates his belief that the closest prior art was found to be Novak et al. (US 6,176,102). After noting that Novak "fails to teach the pentafluoropropene in combination with HFO-123zf, HFC-152a, or HFO-1234ze," the Examiner also states "Novak further fails to provide the necessary motivation for substituting these three compounds for those compounds taught in table 3."

Although it is believed that the Examiner's statements reproduced above are accurate, applicants wish to comment that it would not be correct to conclude from the second part of the Examiner's statement that claim 1 requires the presence of all three

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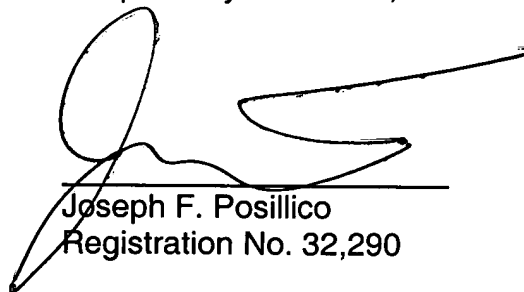
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of the known compounds. Rather, claim 1 expressly specifies, as acknowledged by the Examiner in the first part of his statement, that these compounds may be present in the alternative or in combination. Claim 1 specifies "a fluid selected from the group consisting of HFO-123zf, HFC-152a, HFO-1234ze, and combinations of two or more thereof."

No fee is believed to be associated with this communication; the issue fee, which is now due, will be paid in connection with a separate communication.

Respectfully submitted,



Joseph F. Posillico
Registration No. 32,290

Dated: December 22, 2004

SYNNESTVEDT & LECHNER LLP
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950
Telephone: (215) 923-4466
Facsimile: (215) 923-2189

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